Atty. Dkt. No. 035451-0170 (3708.Palm)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Kammer et al.

Title:

LOCATION BASED SECURITY

MODIFICATION SYSTEM AND

METHOD

Appl. No.:

10/053,013

Filing Date:

01/18/2002

Examiner:

Abedin, Shanto

Art Unit:

2131

Confirmation

2103

Number:

## **DECLARATION OF ALISTAIR K. CHAN**

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

I, Alistair K. Chan, Ph.D., state and declare that:

- 1. I am a registered patent attorney (Registration No. 44,603) formerly employed by Foley & Lardner LLP.
- 2. The above-referenced application (U.S. Patent Application No. 10/053,013, hereinafter, the "Application"), was filed on January 18, 2002 with the U.S. Patent and Trademark Office.
- 3. While employed as a patent attorney at Foley & Lardner LLP, I worked on drafting the Application prior to December 5, 2001.
- 4. Exhibit A is a copy of a draft of the Application and an accompanying email that were sent to both named inventors prior to December 5, 2001.
- 5. As of January 8, 2002, I received comments from both inventors on the draft of the Application (Exhibit B).

CERTIFICATE OF EXPRESS MAILING
I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

EM 113866030 US 02/05/08
(Express Mail Label Number) (Date of Deposit)

Roberta Cooper

(Printed Name)

- 6. On January 9, 2002, I sent a final draft of the Application to the inventors, requesting that the inventors read the Application and sign a Declaration and Power of Attorney and an Assignment (Exhibit C).
- 7. Exhibit D is a copy of the Declaration and Power of Attorney signed by the inventors, showing that David Kammer signed the Declaration and Power of Attorney on January 17, 2002, and Ray Combs signed the Declaration and Power of Attorney on January 9, 2002.
- 8. On January 18, 2002, I filed the Application with the U.S. Patent and Trademark Office.
- 9. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are true, and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the patent application or any patent issuing therefrom.

Date February 04, 2008

Bv

Alistair K. Chan, Ph.D., J.D.